## LAW OFFICES

## COHEN, SHAPIRO, POLISHER, SHIEKMAN AND COHEN

PRINCETON PIKE CORPORATE CENTER

997 LENOX DRIVE-BUILDING THREE

LAWRENCEVILLE, NEW JERSEY 08648

(609) 895-1600

SPECIAL LITIGATION COUNSEL MORRIS M. SHUSTER

COUNSEL REUBEN E. COHEN GEORGE WARREN

ALBERT M. COHEN 1928-1956 ABRAHAM L. SHAPIRO 1957-1987 TELECOPIER: (609) 895-1329

PENNSYLVANIA OFFICE

PSFS BUILDING

IZ SOUTH IZTH STREET
PHILADELPHIA, PENNSYLVANIA 19107

(215) 922-1300

CABLE: COSAC TELECOPIER (215) 592-4329

DIRECT DIAL:

September 14, 1988

EDWARD N. POLISHER
PHILIP M. SHIEKMAN∆
BENNETT L AARON∆
E. BURTON KERR°
JUDAN I. LABOVITZ∆
STEPHEN C. SUSSMAN
ALAM M. LERNERA
HERSHEL J. RICHMAN
ROBERT E. GOLDSMITH
ROSLYN G. POLLACK
ROSERT I. TUTEUR
BARRY R. ELSON
WILLIAM L. WARREN^∆
BUSANNA E. LACHS
SUSANNA E. LACHS
SUSANNA E. LACHS
ROBORY G. GOSFIELD
LEONARD PISHMAN\*
HAROLD ROSEN
HAROLD ROSEN
HARDL SICHENBAUM°
JANET S. KOLE
KIMON C. HATZA
C. SCOTT MEYER
DAVID SICHENBAUM°
JANET S. KOLE
KIMON C. HATZA
C. SCOTT MEYER
DERICE S. HAINES°
STEVEN C. PARRER°
PERALCE S. HAINES°
DEBRA B. WEIDMAN
DEBRA B. WEIDMAN
DEBRA B. WEIDMAN
PAUL J. RUSSONIELLO
LORGETT L. GRUNDLOCK, JR.°
KENNETT J. GRUNDLOCK, JR.°
KENNETT J. GRUNDLOCK, JR.°
KENNETT D. RUSSONIELLO
LORGETT L. GRUNDLOCK, JR.°
KENNETT D. RUSSONIELLO
LORGETT GREENON°
ROBERT L. GRUNDLOCK, JR.°
KENNETT B. GLUCK°
MASSED SHARMS°
HOMARD J. BROSONIELLO
LORGETT GREENON°
RUTH E. GRANFORS
PAUL L. FELDMAN°
PAUL J. FELDMAN°
MICHAEL H. GLUCK°
MASSHA S. WOLP°

\* ADMITTED IN NEW JERSEY

A ADMITTED IN NEW YORK

NOT ADMITTED IN PENNSYLVANIA
UNLESS NOTED ADMITTED IN PENNSYLVANIA

Ms. Janet Feldstein U.S. Environmental Protection Agency 26 Federal Plaza Region II New York, New York 10278

RE:

SCP/Carlstadt

## Dear Janet:

I want to bring to your attention the fact that I attempted to telephone you on Friday, August 26, 1988 but was unable to reach you. In your absence I tried to reach Jim Rooney and Jim Schmidtberger but was unable to reach either of them. Because I felt the matter to be serious, I had Ray Basso called out of a meeting.

I told Ray I had just learned that the tank at the SCP/Carlstadt site was leaking into the dumpster into which it has been placed. It could not be determined whether the dumpster was leaking. The tank and the dumpster were not in the garage. I expressed my concern to Ray, because months ago I had, as you know, both in writing and orally pointed out that problems existed with that tank. Indeed, I believe I even sent you photographs of the tank. I was assured that the Agency would respond and would, at the least, move the tank into one of the buildings. Apparently that was never done.

## COHEN, SHAPIRO, POLISHER, SHIEKMAN AND COHEN

Ms. Janet Feldstein Page 2 September 14, 1988

Ray expressed both surprise and concern that the tank had not been moved into the building. He told me that his understanding was the same as mine; the tank was to have been moved into a building by the Agency. Indeed, he told me he had seen plans drafted by the Edison office of the Agency for accomplishing this task and had assumed that those plans had been implemented. He assured me that he would move on this problem promptly and have those plans implemented.

I am sorry I was unable to contact you with respect to this matter but given the information I had received that the tank was leaking and the fact that it was a Friday, I felt it important to make sure the Agency was aware of the situation and was going to take action.

Yours very truly,

William L. Warren

WLW:np

cc: James Rooney, Esquire